

1. **A. CALL TO ORDER** –Mayor Lazar called the meeting to order at 7:01 p.m.
PRESENT: Councilmembers Amy Bublak, Bill DeHart, Mary Jackson, Forrest White, and Mayor John S. Lazar.
ABSENT: None
B. SALUTE TO THE FLAG

2. **PROCLAMATIONS, PRESENTATIONS, RECOGNITIONS, ANNOUNCEMENTS & APPOINTMENTS:** None

3. **A. SPECIAL BRIEFINGS:**
 - 1) California State University, Stanislaus Interim President Joseph Sheley, Ph.D., introduced himself to the Council and spoke of his plans to establish relationships in the community and position CSUS for the future.**B. STAFF UPDATES**
 - 1) Parks, Recreation and Community Facilities Supervisor Mark Crivelli provided an update on the ASA Softball B Western National Tournament 16 & 18 Under events which begin Monday, July 30, 2012.**C. PUBLIC PARTICIPATION:**
 - 1) Brenda Proetel provided information about Project Backpack which was organized last year to provide backpacks to low income children. Ms. Proetel advised that backpacks will be distributed at the Seventh Day Adventist Church at the corner of Tuolumne/Olive, on Sunday July 29, 2012, from 10:00 a.m. to 3:00 p.m.

4. **A. DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:** None

5. **CONSENT CALENDAR:**

Action: Motion by Councilmember Jackson, seconded by Councilmember DeHart, and unanimously carried to adopt the consent calendar as follows:

 - A. **Resolution No. 2012-123** Accepting Demands of 6/21/12 in the amount of \$3,162,723.04; Demands of 6/28/12 in the amount of \$746,236.99
 - B. Motion: Accepting Minutes of Regular Meeting of July 10, 2012
 - C. Motion: Accepting improvements for City Project No. 11-56, "Dale Pinkney Park Arbor," and authorizing the City Engineer to file a Notice of Completion
 - D. **Resolution No. 2012-124** Considering Intention to Levy and Collect Assessments for the Blue Diamond Landscaping, Lighting, and Street Maintenance Benefit Assessment District, Project No. 12-21

- E. Motion: Accepting improvements for City Project No. 12-23, "City Hall Carpet to Tile Conversion-2nd Floor," and authorizing the City Engineer to file a Notice of Completion
- F. Motion: Accepting improvements for City Project No. 12-32, "Rollup Door Replacement at Fire Station No. 2 & No. 4," and authorizing the City Engineer to file a Notice of Completion
- G. Motion: Approving Amendment No. 1 to the reimbursement agreement between City of Turlock and Turlock DB, LLC, in the amount of \$33,700, for the construction of a sewer lift station associated with the Northwest Triangle Specific Plan and its associated Fee Nexus Study, bringing the total to \$287,636
- H. **Resolution No. 2012-125** Directing the City Manager or Director of Development Services/City Engineer to sign all right-of-way certifications, assurances and statements in regard to any and all Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) projects for the Federal Fiscal Year 2012-13
- I. **Resolution No. 2012-126** Considering Intention to Levy and Collect Assessments for the Parcel Map 11-04 (Avena Bella) Landscaping, Lighting, and Street Maintenance Benefit Assessment District, Development Project No. 11-32
- J. **Resolution No. 2012-127** Considering Intention to Levy and Collect Assessments for the Parcel Map 12-01 (Moline) Landscaping, Lighting, and Street Maintenance Benefit Assessment District, Development Project No. 12-33
- K. Motion: Approving Contract Change Order No. 1 in the amount of \$324,475 (Fund 415) for City Project No. 0751, "Turlock Regional Water Quality Control Facility Headworks and Secondary Treatment Capacity Expansion - Phase 1," bringing the contract total to \$23,414,475
- L. **Resolution No. 2012-128** Authorizing the City Manager to sign the ITRON Statement of Work, as well as any future documents related to the endpoint replacement, project infrastructure, and software support for the "AMR Water Meter Warranty Project"
- M. **Resolution No. 2012-129** Authorizing the sole source repairs to uplifted sidewalks in various locations of the City, in an amount not to exceed \$30,000, with Precision Concrete Cutting (PCC) for the Parks, Recreation and Public Facilities Division, without compliance to the formal bid procedure
- N. **Resolution No. 2012-130** Appropriating unspent funds from Fiscal Year 2011-12 in the total amount of \$52,134 to account numbers 506-00-000-221.51020 "Parks Equipment Replacement," 506-00-000-220.51020 "Public Facilities Equipment Replacement," 506-00-000-232.51020 "Storm Equipment Replacement," 506-00-000-231.51020 "Streets Equipment Replacement," and 506-00-000-234.51020 "Landscape Assessments Equipment Replacement" from Fund 506 "Equipment Pool Replacement's" respective reserve balances for the purchase of two (2) Ford F250 4x2 regular cab ¾ ton pickup trucks
- O. Motion: Authorizing the approval and execution of an agreement between the City of Turlock and City of Modesto to provide law enforcement services in and around the X-Fest venue scheduled for August 4, 2012 in Modesto, California
- P. Motion: Rejecting Claim for Damages filed by Jesse Lewis Hassler, Jr.

Mayor Lazar asked Municipal Services Director Dan Madden to comment on Consent Calendar Item 5L. Mr. Madden provided an explanation of the water meter warranty project and related equipment being installed in conjunction with that project.

6. FINAL READINGS: None

7. PUBLIC HEARINGS

- A. Planning Director Debbie Whitmore presented the staff report on the request to confirm diagrams, assessments and reports and levying assessments for Fiscal Year 2012/13 for all Lighting, Landscaping and Street Maintenance Benefit areas with the City of Turlock.

Mayor Lazar opened the public hearing. No one spoke. Mayor Lazar closed the public hearing.

Action: **Resolution No. 2012-131** Confirming diagrams, assessments and reports and levying assessments for Fiscal Year 2012/13 for all Lighting, Landscaping and Street Maintenance Benefit areas within the City of Turlock was introduced by Councilmember White, seconded by Councilmember DeHart, and carried unanimously.

8. SCHEDULED MATTERS:

Mayor Lazar handled City Council Meeting Scheduled Matters Item 8A and Public Financing Authority Scheduled Matters Item 5A concurrently.

- A. Sr. Accountant Marie Lorenzi presented the staff report on the request to authorize the Form of and authorize the Execution and Delivery of an Indenture, a Master Installment Purchase Agreement, a 2012 Supplement thereto, a Bond Purchase Contract, a Continuing Disclosure Agreement and an Official Statement relating to an Installment Purchase Financing and Approving certain actions in connection therewith.

Mayor Lazar asked for public comment. No one spoke. Mayor Lazar closed public comment.

Action: **Resolution No. 2012-132** Authorizing the Form of and Authorizing the Execution and Delivery of an Indenture, a Master Installment Purchase Agreement, a 2012 Supplement thereto, a Bond Purchase Contract, a Continuing Disclosure Agreement and an Official Statement relating to an Installment Purchase Financing and Approving certain actions in connection therewith was introduced by Councilmember Bublak, seconded by Councilmember DeHart, and carried unanimously.

9. COUNCIL ITEMS FOR FUTURE CONSIDERATION: None

10. COUNCIL COMMENTS: None

11. CLOSED SESSION:

City Attorney Phaedra Norton introduced the Closed Session Item.

Conference with Legal Counsel – Anticipated Litigation, Cal. Gov't Code §54956.9(b)
Potential Cases: (1case)

Action: Council provided direction to staff.

12. ADJOURNMENT:

Motion by Councilmember DeHart, seconded by Councilmember Bublak, to adjourn at 7:23 p.m.
Motion carried unanimously.

RESPECTFULLY SUBMITTED

Kellie E. Weaver
City Clerk